IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 29954 of 1998

Between:

1 CBM.Simpson Memorial Aided Upper Primary School, Rep. by

Correspondent, Sri P. Jacob John, S/o.Bhushanam, Kakinada.
2 P. Jacob John, S/o Bhushanam,
R/o Kakinada, East Godavari District.

... PETITIONERS

AND

1 Government of Andhra Pradesh, Rep. by its Secretary, Education Department,

Secretariat Buildings, Hyderabad.
2 District Educational Officer, Kakinada, East Godavari District.
3 G.J. Ratna Sunand, S/o late G. Jacob, Spic Apts., Labbipet,

Vijayawada.
R3 dismissed for default vide Court Order 4.4.2003
4 E. Bhaskara Rao, S/o Desalu, R/o RT School Compound, Kakinada,
East Godavari District.
5 R.S. John, S/o Nobul John, R/o Srinagar Colony, Vizianagaram.

...RESPONDENTS

W.P. is dismissed as against Respondent No.2, vide Court Order dated 4-4-2003

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the proceedings bearing Rc.No.43/B2/98 dated 16-10-1998 issued by the 2nd respondent as illegal and ultravires to the provisions of

Art.14 of the Constitution of India and also the provisions of A.P. Education Act and the rules framed thereunder from time to time besides voilation of principles of natural justice and pass

Counsel for the Petitioners: MR.V.S.R.ANJANEYALU

Counsel for the Respondents 1 & 2: GP FOR HIGHER EDUCATION

Counsel for the Respondents 4 & 5: MR.M.LAKSHMANA SARMA

The Court made the following order:

ORDER:

Learned counsel appearing for the respective parties submit that the subject matter of the writ petition has become infructuous and there survives no cause to be adjudicated.

Recording the above submission the writ petition is accordingly dismissed as having become infructuous. No costs.

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V. ESWARAIAH, J

November 5, 2004

Dsk

To

1 The Secretary, Education Department, Government of Andhra Pradesh,

Secretariat Buildings, Hyderabad.
2 The District Educational Officer, Kakinada, East Godavari District.

3 Two CCs to GP For Higher Education, High Court Buildings, Hyderabad

(OUT)

4 Two CD Copies.